Jeffrey N. Pomerantz, Esq.
Andrew W. Caine, Esq.
(admitted *pro hac vice*)
PACHULSKI STANG ZIEHL & JONES LLP
10100 Santa Monica Boulevard
Los Angeles, California 90067-4100
Telephone: (310) 277-6910

- and -

Telecopy: (310) 201-0760

Robert J. Feinstein, Esq. (admitted pro hac vice)
PACHULSKI STANG ZIEHL & JONES LLP
780 Third Avenue, 36th Floor
New York, New York 10017
Telephone: (212) 561-7700
Telecopy: (212) 561-7777

Counsel to the Circuit City Stores, Inc. Liquidating Trust

Lynn L. Tavenner, Esq. (VA Bar No. 30083)
Paula S. Beran, Esq. (VA Bar No. 34679)
TAVENNER & BERAN, PLC
20 North Eighth Street, 2nd Floor
Richmond, Virginia 23219
Telephone: (804) 783-8300
Telecopy: (804) 783-0178

Counsel to the Circuit City Stores, Inc. Liquidating Trust

IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

| | X | |
|------------------------------------|----|-------------------------|
| In re: | : | Chapter 11 |
| CIRCUIT CITY STORES, INC., et al., | : | Case No. 08-35653 (KRH) |
| Debtors. | : | Jointly Administered |
| | -x | • |

FOURTEENTH ORDER REGARDING LIQUIDATING TRUST'S
TWENTIETH OMNIBUS OBJECTION TO LANDLORD CLAIMS
(REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS,
RECLASSIFICATION OF CERTAIN MISCLASSIFIED CLAIMS,
DISALLOWANCE OF CERTAIN INVALID CLAIMS, DISALLOWANCE
OF CERTAIN LATE-FILED CLAIMS, DISALLOWANCE OF CERTAIN
DUPLICATE CLAIMS AND DISALLOWANCE OF CERTAIN AMENDED CLAIMS)

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THIS MATTER having come before the Court¹ on the Liquidating Trust's Twentieth Omnibus Objection to Landlord Claims (Reduction of Certain Partially Invalid Claims, Reclassification of Certain Misclassified Claims, Disallowance of Certain Invalid Claims, Disallowance of Certain of Late Filed Claims, Disallowance of Certain Duplicate Claims and Disallowance of Certain Amended Claims) (the "Objection"), which requested, among other things, that the claims specifically identified on Exhibit C through Exhibit H attached to the Objection be reduced or disallowed for those reasons set forth in the Objection; and it appearing that due and proper notice and service of the Objection as set forth therein was good and sufficient and that no other further notice or service of the Objection need be given; and it appearing that the relief requested on the Objection is in the best interest of the Liquidating Trust, the Debtors' estates and creditors and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

- 1. The Court will conduct a further status conference on October 24, 2013 at 2:00 p.m. for all Claims identified on Exhibit A attached hereto.
- 2. The Liquidating Trust's rights to object to any claim including (without limitation) the Claims subject to the Objection, on any grounds that applicable law permits, are not waived and are expressly reserved.
- 3. The Liquidating Trust shall serve a copy of this Order on the claimants included on the exhibits to this Order on or before five (5) business days from the entry of this Order.
 - 4. This Court shall retain jurisdiction to hear and determine all matters

¹ Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

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arising from or relating to this Order.

Dated: Richmond, Virginia, 2013

HONORABLE KEVIN R. HUENNEKENS UNITED STATES BANKRUPTCY JUDGE

WE ASK FOR THIS:

TAVENNER & BERAN, PLC

/s/ Lynn L. Tavenner

Lynn L. Tavenner (VA Bar No. 30083) Paula S. Beran (VA Bar No. 34679) 20 North Eighth Street, 2nd Floor Richmond, Virginia 23219 (804) 783-8300

- and -

PACHULSKI STANG ZIEHL & JONES LLP Jeffrey N. Pomerantz, Esq. Andrew W. Caine, Esq. 10100 Santa Monica Boulevard Los Angeles, California 90067-4100 (310) 277-6910

- and -

PACHULSKI STANG ZIEHL & JONES LLP Robert J. Feinstein, Esq. 780 Third Avenue, 36th Floor New York, New York 10017 (212) 561-7700

Counsel to the Circuit City Stores, Inc. Liquidating Trust Case 08-35653-KRH Doc 13122 Filed 09/26/13 Entered 09/26/13 11:40:06 Desc Main Document Page 4 of 9

CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Lynn L. Tavenner
Lynn L. Tavenner

In re Circuit City Stores, Inc, et al. Case No. 08-35653 (KRH)

Liquidating Trust's Twentieth Omnibus Objection to Landlord Claims

EXHIBIT A

OBJECTIONS ADJOURNED TO OCTOBER 24, 2013

| Name & Address | Claim Number | Exhibit |
|---|-----------------|---|
| Basser Kaufman 222 LLC Attn James S Carr Esq Robert L LeHane Esq Kelley Drye & Warren LLP 101 Park Ave New York, NY 10178 | 8678 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| Basser Kaufman 312 LLC Attn James S Carr Esq & Robert L LeHane Esq Kelley Drye & Warren LLP 101 Park Ave New York, NY 10178 | 14703 | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |
| Basser Kaufman 312 LLC Attn James S Carr Esq Robert L LeHane Esq 101 Park Ave New York, NY 10178 | 12509 | EXHIBIT G AMENDED CLAIMS TO BE EXPUNGED |
| Basser Kaufman Attn Marc Kemp 335 Central Ave Lawrence, NY 11559 | 14416 | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |
| CC Investors 1996 14 William A Broscious Esquire Kepley Broscious & Biggs PLC 2211 Pump Rd Richmond, VA 23233-3507 | 11572 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| CC Investors 1996 9 Attn Kelly Serenko Dir Lease Adm Kamin Realty Company PO Box 10234 Pittsburgh, PA 15232-0234 | 11829 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| Cencor Realty Services Inc Agent for SWQ 35 Forum LTD Located in San Antonio TX c o David L Pollack Esq Ballard Sparh Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103 | 12541 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| Cencor Realty Services Inc Agent for SWQ 35 Forum LTD Located in San Antonio TX c o David L Pollack Esq Ballard Sparh Andrews & Ingersoll LLP 1735 Market St 51st F1 Philadelphia, PA 19103 | 12544 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| Centro Properties Group ta Baybrook Gateway Webster TX c o David L Pollack Ballard Spahr Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103 | 12583 | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |

| Name & Address | Claim Number | Exhibit |
|---|-----------------|---|
| Centro Properties Group ta Baybrook Gateway Webster TX c o David L Pollack Ballard Spahr Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103 | 12616 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| CK Richmond Business Services No 2 Limited Liability Company c/o Niclas A Ferland Esq LeClairRyan A Professional Corporation 555 Long Wharf Dr 8th Fl New Haven, CT 06511 | 8151 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| Colonial Square Associates Attn James S Carr Esq Robert L LeHane Esq Kelley Drye & Warren LLP 101 Park Ave New York, NY 10178 | 12468 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| Colonial Square Associates Attn James S Carr Esq Robert L LeHane Esq Kelley Drye & Warren LLP 101 Park Ave New York, NY 10178 | 13449 | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |
| CVS Pharmacy Inc and Melville Realty Company Inc Mark Minuti Saul Ewing LLP 222 Delaware Ave Ste 1200 PO Box 1266 Wilmington, DE 19899 | 14362 | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |
| CVS Pharmacy Inc Attn Edith K Altice Esq Saul Ewing LLP 500 E Pratt St 8th Fl Baltimore, MD 21202 | 7492 | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |
| CVS Pharmacy Inc Attn Edith K Altice Esq Saul Ewing LLP 500 E Pratt St 8th F! Baltimore, MD 21202 | 7492 | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |
| Donahue Schriber Realty Group, LP c/o Trainor Fairbrook, Attn: Nancy Hotchkiss 980 Fulton Avenue Sacramento, CA 95825 | 12863 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |
| Federal Realty Investment Trust ta Troy Hills Shopping Center Parsippany NJ c/o David L Pollack Esq Ballard Spahr Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103 | 12086 | EXHIBIT C REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS |

| Name & Address | Claim Number | Exhibit |
|---|-----------------|---------------------------|
| Federal Realty Investment Trust ta Troy Hills Shopping | | T |
| Center Parsippany NJ | | EXHIBIT C |
| c/o David L Pollack | 12085 | REDUCTION OF CERTAIN |
| Ballard Spahr Andrews & Ingersoll LLP | 12005 | PARTIALLY INVALID CLAIMS |
| 1735 Market St 51st Fl | | FARTIALLI INVALID CLAIMS |
| Philadelphia, PA 19103-7599 | | <u> </u> |
| Marlton VF LLC | | |
| c/o Vornado Realty Trust | | EXHIBIT C |
| 210 Route 4 East | 8782 | REDUCTION OF CERTAIN |
| Paramus, New Jersey 07652 | | PARTIALLY INVALID CLAIMS |
| Attn.; Mei Cheng | | <u> </u> |
| Marlton VF LLC | | |
| c/o Vornado Realty Trust | | EXHIBIT C |
| 210 Route 4 East | 11990 | REDUCTION OF CERTAIN |
| Paramus, New Jersey 07652 | | PARTIALLY INVALID CLAIMS |
| Attn.: Mei Cheng | | |
| Marlton VF LLC | | |
| c/o Vornado Realty Trust | | EXHIBIT E |
| 210 Route 4 East | 13971 | INVALID CLAIMS TO BE |
| Paramus, New Jersey 07652 | | EXPUNGED |
| Attn.; Mei Cheng | | |
| Park National Bank as assignee of rents under Henrico | | |
| County Virginia Deed of Lease with CK Richmond | | |
| Business Services No 2 | | |
| Attn Richard C Maxwell | | EXHIBIT G |
| Woods Rogers PLC | 9009 | AMENDED CLAIMS TO BE |
| 10 S Jefferson St Ste 1400 | | EXPUNGED |
| PO Box 14125 24038 | | 1 |
| | | |
| Roanoke, VA 24011 Parkdale Mall Associates LP | | |
| c o Scott M Shaw Esq | | EXHIBIT C |
| Husch Blackwell Sanders LP | 12201 | REDUCTION OF CERTAIN |
| 2030 Hamilton Pl Blvd Ste 150 | . 12201 | PARTIALLY INVALID CLAIMS |
| | | PARTIALET INVALID CEAUVIS |
| Chattanooga, TN 37421 Starpoint Properties LLC | | |
| · · · · · · · · · · · · · · · · · · · | | ЕХНІВІТ С |
| Augustus C Epps Jr Esq | 10055 | |
| Christian & Barton LLP | 12855 | REDUCTION OF CERTAIN |
| 909 E Main St Ste 1200 | | PARTIALLY INVALID CLAIMS |
| Richmond, VA 23219 | | |
| Starpoint Properties LLC | | EXHIBIT F |
| Augustus C Epps Jr Esq | 10055 | 1 |
| Christian & Barton LLP | 12855 | LATE FILED CLAIMS TO BE |
| 909 E Main St Ste 1200 | i | EXPUNGED |
| Richmond, VA 23219 | | |
| Starpoint Properties LLC | | EVIDATO |
| Augustus C Epps Jr Esq | 1.42.42 | EXHIBIT C |
| Christian & Barton LLP | 14343 | REDUCTION OF CERTAIN |
| 909 E Main St Ste 1200 | i | PARTIALLY INVALID CLAIMS |
| Richmond, VA 23219 | | |
| U.S. Bank National Association, as purchaser of assets of | ı | |
| Park National Bank | | EXHIBIT E |
| c/o Woods Rogers PLC | 14798 | INVALID CLAIMS TO BE |
| attn: Richard C. Maxwell, Esq. | 17770 | EXPUNGED |
| 10 S. Jefferson Street, Suite 1400 | j | LAI ONGED |
| Roanoke, VA 24011 | | |

| Name & Address | Claim Number | Exhibit |
|---|-----------------|--------------------------|
| Weingarten Miller Sheridan LLC | | |
| clo Weingarten Realty Investors | | EXHIBIT C |
| 2600 Citadel Plaza Drive, Suite 125 | 11158 | REDUCTION OF CERTAIN |
| Houston, Texas 77008 |] | PARTIALLY INVALID CLAIMS |
| Attn: Jenny J. Hyun, Esq. | | |
| Wells Fargo Bank Northwest NA | | |
| Attn Krystal Bagshaw | | EXHIBIT C |
| 299 S Main St 12th Fl | 12416 | REDUCTION OF CERTAIN |
| Salt Lake City, UT 86111 | | PARTIALLY INVALID CLAIMS |
| Wells Fargo Bank Northwest NA | | |
| Attn Richard C Maxwell | ĺ | |
| c o Woods Rogers PLC | | EXHIBIT E |
| 10 S Jefferson St Ste 1400 | 12023 | INVALID CLAIMS TO BE |
| PO Box 14125 24038 | | EXPUNGED |
| Roanoke, VA 24011 | J | J |
| Wells Fargo Bank Northwest NA | | |
| c o Woods Rogers PLC | | 1 |
| Attn Richard C Maxwell | 1 | EXHIBIT E |
| 10 S Jefferson St Ste 1400 | 12004 | INVALID CLAIMS TO BE |
| | | EXPUNGED |
| PO Box 14125 24038 | | |
| Roanoke, VA 24011 Wells Fargo Bank Northwest NA | | |
| · · · · · · · · · · · · · · · · · · · | | 1 |
| c o Woods Rogers PLC | | EXHIBIT E |
| Attn Richard C Maxwell | 12011 | INVALID CLAIMS TO BE |
| 10 S Jefferson St Ste 1400 | | EXPUNGED |
| PO Box 14125 24038 | | |
| Roanoke, VA 24011 | | <u> </u> |
| Wells Fargo Bank Northwest NA | | |
| c o Woods Rogers PLC | | EXHIBIT E |
| Attn Richard C Maxwell | 12012 | INVALID CLAIMS TO BE |
| 10 S Jefferson St Ste 1400 | | EXPUNGED |
| PO Box 14125 24038 | | |
| Roanoke, VA 24011 | | <u> </u> |
| Wells Fargo Bank Northwest NA | Ì | 1 |
| e o Woods Rogers PLC | ĺ | EXHIBIT E |
| Attn Richard C Maxwell | 12013 | INVALID CLAIMS TO BE |
| 10 S Jefferson St Ste 1400 | 1 .20.5 | EXPUNGED |
| PO Box 14125 24038 | 1 | EXPONDED |
| Roanoke, VA 24011 | | |
| Wells Fargo Bank Northwest NA | | |
| c o Woods Rogers PLC | l l | EXHIBIT F |
| Attn Richard C Maxwell | 13079 | LATE FILED CLAIMS TO BE |
| 10 S Jefferson St Ste 1400 |] | EXPUNGED |
| PO Box 14125 24038 | | |
| Roanoke, VA 24011 | | |
| Wells Fargo Bank Northwest NA | | EXHIBIT E |
| Attn Krystal Bagshaw | 13079 | INVALID CLAIMS TO BE |
| 299 S Main St 12th Fl | '''' | EXPUNGED |
| Salt Lake City, UT 86111 | | |
| Wells Fargo Northwest NA | | |
| c o Woods Rogers PLC | 1 | ЕХНІВІТ Е |
| Attn Richard C Maxwell | 12014 | 1 |
| 10 S Jefferson St Ste 1400 | 12014 | INVALID CLAIMS TO BE |
| PO Box 14125 | | EXPUNGED |
| Roanoke, VA 24011 | l | |

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| Name & Address | Claim Number | Exhibit |
|----------------------------|-----------------|---|
| Wells Fargo Northwest NA | | |
| c o Woods Rogers PLC | } | EXHIBIT E INVALID CLAIMS TO BE EXPUNGED |
| Attn Richard C Maxwell | 14215 | |
| 10 S Jefferson St Ste 1400 | 14315 | |
| PO Box 14125 | | |
| Roanoke, VA 24011 | | |